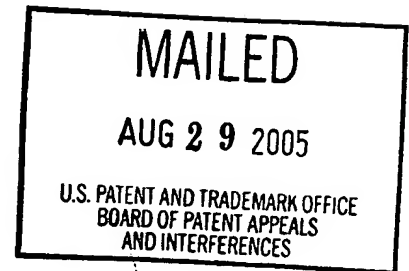


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte THOMAS PAUL FEIST,
KEVIN HSINGTAO DAI and
GLEN DAVID MERFELD

Application 10/063,004



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences (BPAI) on July 7, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

An Information Disclosure Statement (IDS) was filed on August 27, 2004. It is not apparent from the record that the examiner has considered the statement submitted nor notified

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applicants of why the submission did not meet the criteria set forth in 37 CFR § 1.197 and § 1.98.

Accordingly, it is

ORDERED that the application is returned to the examiner for consideration of the IDS and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:



Craig R. Feinberg
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(571) 272-9797

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